

**DRUGS ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS**

**2871. Adulteration and misbranding of Neo-Mineral. U. S. v. 13 Cases \* \* \*. (and 1 other seizure action). (F. D. C. Nos. 27344, 27347. Sample Nos. 47125-K, 51550-K.)**

**LIBELS FILED:** June 21 and 24, 1949, Northern District of Ohio.

**ALLEGED SHIPMENT:** On or about February 25 and May 21, 1949, by Neo-Mineral Co., Inc., from Detroit, Mich.

**PRODUCT:** *Neo-Mineral*. 96 3-ounce bottles at Bowling Green, Ohio, and 13 cases, each containing 36 3-ounce bottles, at Youngstown, Ohio. Examination showed that the product was a water solution of ferric sulfate and was contaminated with mold.

**LABEL, IN PART:** (Bottle) "Neo-Mineral. \* \* \* Take one teaspoonful twice daily, in a full glass of water."

**NATURE OF CHARGE:** Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of mold.

Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use for the purposes for which it was intended. Newspaper mats entitled "Sick" and "Health News" had been supplied by the shipper and were used for advertisements appearing in the Youngstown and Bowling Green newspapers.

**DISPOSITION:** August 1 and 5, 1949. Default decrees of condemnation and destruction.

**2872. Misbranding of Vitalic vitamin and mineral tablets and Vitalic calcium and phosphorus tablets with vitamin D. U. S. v. 20 Bottles, etc. (F. D. C. No. 27587. Sample Nos. 55239-K, 55240-K.)**

**LIBEL FILED:** On or about July 28, 1949, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about June 25, 1949, by Thomas Gaines, from Los Angeles, Calif.

**PRODUCT:** 20 bottles of *Vitalic vitamin and mineral tablets* and 9 bottles of *Vitalic calcium and phosphorus tablets with vitamin D* at Kansas City, Mo.

**LABEL, IN PART:** "Vitalic \* \* \* Vitamins and Minerals Vitamins: A, C, D, E, and B-Complex Minerals: Calcium, Iron, Phosphorus 60 Tablets [or "Vitalic Calcium Phosphorus Tablets With Vitamin D Each tablet contains: Dicalcium Phosphate 12½ grs. Vitamin D . . . 250 U. S. P. Units (Irradiated Ergosterol) Contents: 100 Tablets"] \* \* \* Manufactured For and Distributed by Thomas Gaines 458 North Edinburgh Ave., Los Angeles 36, California."